

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUIT NO. 516 OF 1994

M/S. OMNITEX INDUSTRIES (INDIA)

LTD. & ANR.

..PLAINTIFFS

V/S

M/S. GOGATE ENTERPRISES

..DEFENDANTS

USHA GANESHAN FOR THE PLAINTIFF.

A.A. GARGE FOR THE DEFENDANTS.

CORAM : S.K. SHAH, J.

DATE : 12TH OCTOBER, 2006.

P.C.

The learned counsel on both sides states that the matter is settled between the parties. The plaintiff has received the cheque for Rs. 40,000/- dated 4/10/2006 bearing No. 091731 drawn on The Thane Janata Sahakari Bank Ltd., in favour of M/s. United India Insurance Co. Ltd. Learned counsel for the plaintiff states that this amount has been accepted by the plaintiff as full and final settlement. Under the circumstances, learned counsel for the plaintiff seeks withdrawal of the suit. The suit is allowed to be withdrawn. The suit is dismissed as withdrawn. No order as to costs. The court fee be refunded as per rules.

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(S. K. SHAH, J.)